IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2775 OF 2007

IN

CROSS OBJECTION (LODGING) NO. 3 OF 2007

IN

APPEAL NO. 161 OF 2007

Municipal Corporation of Greater Mumbai. ... Appellant (Orig.Respdt.No.2)

Versus

The Special Land Acquisition (Officer (7) & Ors. ... Respondents

Mr. P.G.Lad with Mr. K.N.Gaikwad for appellant.

Mr. Milind Jadhav for respondent No.1.

CORAM: D.K.DESHMUKH &

J.H.BHATIA,JJ.

DATE : 6th August, 2007.

P.C.

1. Though the reasons disclosed in the affidavit filed in support of the Motion for condonation of delay cannot be strictly called sufficient cause in view of

the two considerations, (i) that the cross-objections are filed by a local authority and (ii) that the local authority is willing to pay costs, in our opinion, the delay deserves to be condoned. Motion is granted in terms of prayer clause (a) subject to the payment of Rs.15,000/- as costs. Four weeks' time is granted for payment of costs.

(D.K.DESHMUKH,J.)

(J.H.BHATIA,J.)